

112003

FORM PTO-1082

Mail Stop Patent Application
 COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith for filing is the patent application of

Inventor(s): Jeffery Michael Barnes, Brian Jeffrey Corcoran, James Chien-Chiung
 Chen, Minh-Ngoc Le Huynh, and Frederick James Carberry II

For: **METHOD, SYSTEM, AND PROGRAM FOR THROTTLING DATA TRANSFER**

Enclosed are:

- ☒ 8 Sheet(s) of drawings + 0 extra copies;
23 pages of Application; 18 pages of specification, 1 page of abstract
☒ An assignment of the invention to International Business Machines Corporation. (Will follow.)
☐ An associate power of attorney.
☐ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27.
☒ Declaration and Power of Attorney. (Will follow.)
☐ Certified copy of Patent Application No. filed from which priority is claimed under 35 U.S.C. §119.
☐ IDS enclosed - references.
☒ Formal Drawings enclosed; 8 sheets.
☒ Return Postcard.

CALCULATION OF FEES					
ITEM	NO. OF CLAIMS FILED MINUS BASE*	NO. OF CLAIMS OVER BASE	X SMLG ENTITY FEE	\$ AMOUNT	\$ FEE
A TOTAL CLAIMS FEE	24 - 20* =	4	X \$9 or \$18	\$72	
B INDEPENDENT CLAIMS FEE**	3 - 3* =	0	X \$42 or \$84	\$0	
C SUBTOTAL - ADDITIONAL CLAIMS FEE (ADD FINAL COLUMN IN LINES A + B)					\$72
D MULTIPLE-DEPENDENT CLAIMS FEE				SMALL ENTITY FEE = \$140; LARGE ENTITY FEE = \$280	\$0
E BASIC FEE*				SMALL ENTITY FEE = \$370; LARGE ENTITY FEE = \$750	\$750
F TOTAL FILING FEE (ADD TOTALS FOR LINES C, D, AND E)					\$822
G ASSIGNMENT RECORDING FEE				\$ 40	\$40
**LIST INDEPENDENT CLAIMS 1, 9, 17					

Please charge Dep. Acct. No. 09-0466 in the amount of

\$862

A copy of this sheet is enclosed.

A check in the amount of \$ to cover the filing fee is enclosed.Check for \$ covering the Recordation of Assignment fee enclosed.

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☒ Any additional filing fees required under 37 CFR 1.16.

☒ Any patent application processing fees under 37 CFR 1.17.

☒ The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 09-0466. **A copy of this sheet is enclosed.**

☒ Any patent application processing fees under 37 CFR 1.17.

☐ The issue fee set in 37 CFR 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 CFR 1.311(b).

☒ Any filing fees under 37 CFR 1.16 for presentation of extra claims.

Respectfully submitted,

Janaki K. Davda
 Janaki K. Davda
 Registration No. 40,684

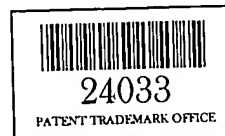
Direct All Correspondence to:

KONRAD RAYNES VICTOR & MANN LLP
 315 S. Beverly Drive; Suite 210
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Case Docket No. TUC920030145US1
 November 20, 2003
 Express Mail Label No. EV326952404US
 0022.0063



22154 U.S. PTO
 10/719129



TRANSMITTAL FORM	Application Number	Not Yet Assigned
<i>(To be used for all correspondence after initial filing)</i>	Filing Date	Concurrently Herewith
	Inventor	J.M. Barnes et al.
	Group Art Unit	Not Yet Assigned
	Examiner Name	Not Yet Assigned
Total Number of Pages in this Submission: 9	Attorney Docket Number	TUC920030145US1


ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits /Declarations <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement; ___ references <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an application) <input checked="" type="checkbox"/> Formal Drawings: <u>8</u> sheets <input type="checkbox"/> Licensing-related papers <input type="checkbox"/> Petition: _____ <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, and/or Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) ___	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (<i>Appeal Notice, Brief, Reply Brief</i>) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Certificate of Correction <input type="checkbox"/> Fee Address Indication Form <input type="checkbox"/> Other Enclosure(s) (<i>please identify below</i>)
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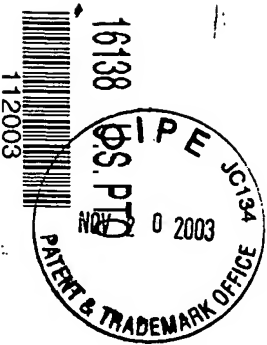
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name:	Janaki K. Davda, Registration No. 40,684
Signature:	<i>Janaki K. Davda</i>
Date:	November 20, 2003
KONRAD RAYNES VICTOR & MANN, LLP ■ The Commissioner is authorized to charge any deficiency of fees, or credit any overpayment, to Deposit Account No. 09-0466 315 South Beverly Drive, Suite 210 Beverly Hills, California 90212 (310) 556-7983	

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this Transmittal is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" service (Exp. Mail # EV326952404US) under 37 C.F.R. 1.10 and is addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.		
Typed or Printed name:	Patricia McLaughlin	 24033 PATENT TRADEMARK OFFICE
Signature:	<i>Patricia McLaughlin</i>	
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application for
J.M. Barnes, B.J. Corcoran, J.C. Chen,
M.L. Huynh and F.J. Carberry II
Serial No.: Not Yet Assigned
Filed: November 20, 2003
For: **METHOD, SYSTEM, AND
PROGRAM FOR THROTTLING DATA
TRANSFER**

Examiner: Not Yet Assigned

Art Unit: Not Yet Assigned

CERTIFICATE OF MAILING

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

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I hereby certify that patent application papers, including specification, claims and 8 sheets of drawings are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

November 20, 2003

(Date of Deposit)

Patricia McLaughlin

(Name of person mailing paper or fee)

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(Signature)